

The South Carolina Court of Appeals

Earl Kinley, Respondent,

v.

Waste Management of South Carolina, Inc. and
Chambers Richland County Landfill, Inc., Appellants.

Appellate Case No. 2017-001443

ORDER

After careful consideration of Respondent's motion to dismiss and the underlying orders, this appeal is dismissed. *See Olson v. Faculty House of Carolina, Inc.*, 354 S.C. 161, 168, 580 S.E.2d 440, 444 (2003) (reiterating that an order denying summary judgment is never immediately appealable and expressly overruling several cases that allowed for immediate review of an order denying summary judgment); *Ballenger v. Bowen*, 313 S.C. 476, 477, 443 S.E.2d 379, 380 (1994) (explaining an order denying summary judgment does not have the effect of striking any defenses, does not establish the law of the case, and "decides nothing about the merits of the case, but simply decides the case should proceed to trial"). The remittitur will be sent as provided in Rule 221 of the South Carolina Appellate Court Rules.


FOR THE COURT

Columbia, South Carolina

FILED

July 18, 2017

cc:
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